IN THE HIGH COURT OF BOMBAY AT GOA, PANAJI-GOA.

APPEAL FROM ORDER NO. 54 OF 2002

1. M/s. Ashiana Developers,
   a registered partnership firm
   having office at A-E-3,
   Mariam Apts., Shetye Bhat,
   Upper Bazar, Ponda, Goa.
2. Shri Papishetty Venkat Narayanan,
   major, businessman,
   residing at Ponda, Goa. .... Appellants

Versus

1. Smt. Mina Vaidya,
   residing at Borda, Margao, Goa.
2. M/s. Agason Builders,
   a proprietory concern of
   Shri Badrodin Aga,
   residing at Panditwada,
   Ponda, Goa.
3. Shri Badrodin Aga,
   residing at Panditwada,
   Ponda, Goa. .... Respondents

Shri U.S. Kolwalkar, Advocate for Appellants.
Shri Sudin M.S. Usgaonkar, Advocate for Respondent No. 1.
Shri F.M. Reis, Advocate for Respondents No. 2 & 3.

CORAM : **P.V. KAKADE, J.**

DATE : **8th November, 2006**

ORAL JUDGMENT:

Heard the learned Counsel for both the parties. Perused the

record.

2. This is an appeal preferred by the plaintiffs against the order passed by the Civil Judge, Senior Division, Ponda dated 11/06/2002, rejecting their application for temporary injunction.

3. In the course of hearing of the matter it was apparent that the suit itself is of the year 2001 and, therefore, it would be in the interest of both the parties to adjudicate the suit on merits by expeditious hearing.

4. In view of this position, it is hereby directed that the trial Judge shall expedite the hearing of the suit so as to complete adjudication, after giving opportunity to both the sides to lead their evidence, within a period of 6 months from the date of receipt of the writ of this Court. In the meantime, parties shall maintain status quo with regard to the suit property as on today. With these directions, the appeal stands disposed of with no order as to costs.

P.V. KAKADE, J.

NH